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7 Attorneys for United States of America

8 UNITED STATES DISTRICT COURT  
9  
10 FOR THE CENTRAL DISTRICT OF CALIFORNIA  
11 WESTERN DIVISION

12 UNITED STATES OF AMERICA, ) No. CV 11-01458-R  
13 )  
Plaintiff, ) FINAL JUDGMENT OF LIMITED  
14 ) INJUNCTION AGAINST MARTHA A.  
v. ) VELARDE, dba MAV SERVICE  
15 )  
16 MARTHA A. VELARDE, dba MAV )  
SERVICE, )  
17 Defendant. )  
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21 Pursuant to the Stipulation for entry of Final Judgment of  
22 Limited Injunction filed concurrently herewith,  
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1 IT IS HEREBY ORDERED, ADJUDGED AND DECREED:

2 1. The Court has jurisdiction over this matter pursuant to  
3 28 U.S.C. §§ 1340 and 1345 and 26 U.S.C. §§ 7402(a) and 7407(a).

4 2. Defendant Martha A. Velarde, dba MAV Service, without  
5 admitting any of the allegations of the complaint except as to  
6 jurisdiction, has voluntarily consented to the entry of this  
7 Final Judgment of Limited Injunction and agrees to be bound by  
8 its terms.

9 3. Pursuant to 26 U.S.C. §§ 7402 and 7407, Defendant  
10 individually and through any other name or entity, her  
11 representatives, agents, servants, employees, attorneys, and  
12 anyone in active or participation with her, is enjoined from  
13 directly or indirectly,

14 A. Engaging in any activity subject to penalty under  
15 26 U.S.C. §§ 6701, *i.e.*, aiding, assisting in,  
16 procuring, or advising with respect to the  
17 preparation of any portion of a return, affidavit,  
18 claim or other document, when Velarde knows or has  
19 reason to believe that portion will be used in  
20 connection with a material matter arising under  
21 the federal tax law, and Velarde knows that the  
22 relevant portion will result in the material  
23 understatement of the liability for the tax of  
24 another person;

25 B. Engaging in activity subject to penalty under 26  
26 U.S.C. § 6694, *i.e.*, preparing federal income tax  
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1 returns that improperly understate customers' tax  
2 liabilities;

3 C. Engaging in activity subject to penalty under 26  
4 U.S.C. § 6695, including § 6695(g), which penalizes  
5 claiming an Earned Income Tax Credit without  
6 complying with the due diligence requirements  
7 imposed by Treasury regulations;

8 D. Engaging in other conduct that substantially  
9 interferes with the proper administration and  
10 enforcement of the internal revenue laws.

11 4. Within ninety (90) days of entry of this judgment of  
12 limited injunction, defendant shall take and complete a free,  
13 online course on the due diligence requirements. The link to  
14 such course is <http://www.eitc.irs.gov/rptoolkit/ddmodule/>.

15 5. The United States shall be entitled to conduct limited  
16 discovery to ensure Defendant's compliance with the terms of this  
17 limited injunction.

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1           6.     This Court shall retain jurisdiction over this matter  
2 and Defendant for the purpose of enforcing this injunction.

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4 DATED: September 13, 2011

  
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MANUEL L. REAL  
United States District Judge

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13 Presented By:

14 ANDRÉ BIROTTE JR.  
United States Attorney  
15 SANDRA R. BROWN  
Assistant United States Attorney  
16 Chief, Tax Division

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THOMAS D. COKER  
18 Assistant United States Attorney  
19

20 **AGREED UPON AS TO FORM AND CONTENT:**

21 \_\_\_\_\_  
STEVEN TOSCHER, Esq.  
22 Attorney for Defendant  
Martha A. Velarde, dba MAV Service  
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United States v. Velarde, CV 11-01458-R;  
24 FINAL JUDGMENT OF LIMITED INJUNCTION  
AGAINST MARTHA A. VELARDE, dba MAV SERVICE  
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